

UNITED STATES DISTRICT COURT

United States DISTRICT OF DelawareDavid S. Yarnall
v.APPLICATION TO PROCEED IN
FORMA PAUPERIS, SUPPORTING
DOCUMENTATION AND ORDERCpl. Anthony Mendez ET AL CASE NUMBER: 05-527 (SLR)
DELEWAREI, David S. Yarnall, declare that I am the (check appropriate box)☒ petitioner/plaintiff☐ movant (filing 28 U.S.C. 2255 motion)☐ respondent/defendant☐ _____
other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

FILED

AUG 31 2005

U.S. DISTRICT COURT
DISTRICT OF DELAWARE

In further support of this application, I answer the following questions.

1. Are you presently employed?

Yes ☐ No ☒

a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (list both gross and net salary)

b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received. April 1st 2005

2. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or other form of self-employment

Yes ☐ No ☒

b. Rent payments, interest or dividends?

Yes ☐ No ☒

c. Pensions, annuities or life insurance payments?

Yes ☐ No ☒

d. Gifts or inheritances?

Yes ☐ No ☒

e. Any other sources?

Yes ☐ No ☒

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes ☒ No ☐ (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned. 48⁰⁰

4. Do you own or have an interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

Yes ☐ No ☒

If the answer is "yes," describe the property and state its approximate value

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

My Son Cory Yarnall - Child support \$93.50

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8-26-05
XXXXXX
(Date)

[Signature]
Signature of Applicant

CERTIFICATE (Prisoner Accounts Only)

I certify that the applicant named herein has the sum of \$ _____
on account to his credit at the Sussex Correctional Institution
where he is confined. I further certify that the applicant likewise has the following securities to his credit according to the records of said institution: _____

I further certify that during the last six months the applicant's average balance was \$ _____

(See attached six (6) month statement)

Authorized Officer of Institution

ORDER OF COURT

The application is hereby denied

United States Judge

Date

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving Security therefor.

United States Judge
Or Magistrate

Date

CERTIFICATE OF SERVICE

I, David S. Yarnau, hereby certify that I have served a true and correct copy of the attached motion upon the following party, on the 22 day of July, 05.

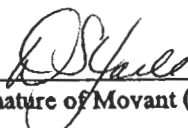
**** Circle the Department of Justice you are serving ****

Deputy Attorney General
Department of Justice
820 North French Street
Wilmington, DE 19801

Deputy Attorney General
Department of Justice
102 West Water Street
Dover, DE 19901

Deputy Attorney General
Department of Justice
114 East Market Street
Georgetown, DE 19947

7-22-05
Date Signed


Signature of Movant (Notarization not required)

I/M: DAVIDS YARD 54873 BLDG: 5730
SUSSEX CORRECTIONAL INSTITUTION
P.O. BOX 500

GEORGETOWN, DE 19947

~~BOTETOWN COUNTY JAIL~~

~~P.O. BOX 270~~

FINCASLE, VA. 24090



GREEN
POST
FEB 17



INMATE
Botetown County Jail

OFFICE OF THE CLERK

UNITED STATES DISTRICT COURT

844 N. KING ST LUCKBOX 18

WILMINGTON DE

19801-3570

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